



## NESCH MINTECH GLOBAL

Mineral Testing | Metallurgical Testwork | Technical Consulting

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Publication-ready limitation of liability statement for laboratory, analytical, metallurgical, and technical services.

**Publication Version:** Website and client-service use

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**Applies To:** Nesch Mintech Global, Nesch Mintech Tanzania, Nesch Mintech UK, Nesch Mintech Arabia, and all affiliated Nesch Mintech entities

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## 1. Purpose and Scope of Laboratory Responsibility

This Liability Statement sets out the basis on which Nesch Mintech provides analytical testing, geochemical analysis, metallurgical testwork, mineral processing testwork, and related technical laboratory services. Nesch Mintech performs its laboratory activities using validated methods, competent personnel, controlled equipment, documented quality procedures, and quality-management controls aligned with the requirements of ISO/IEC 17025:2017.

Laboratory results issued by Nesch Mintech relate strictly to the specific sample or item tested. Unless expressly confirmed in writing by Nesch Mintech, the results do not extend to any bulk material, mineral deposit, ore body, land parcel, mine site, process plant, stockpile, consignment, or commercial asset from which the sample may have originated.

*ISO/IEC 17025:2017 requires laboratory reports, where applicable, to make clear that “the results relate only to the items tested.” This principle is central to the interpretation and use of all Nesch Mintech analytical and metallurgical results.*

## **2. Customer-Supplied Samples and Representativeness**

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Where samples are selected, collected, labelled, transported, or submitted by the client or by a third party acting for the client, Nesch Mintech does not warrant, certify, or guarantee that the submitted sample is representative of any wider material, deposit, stockpile, consignment, ore body, land area, mining operation, industrial process, or commercial transaction.

Unless Nesch Mintech is specifically engaged to conduct sampling under a documented sampling plan, the client remains solely responsible for sample selection, sample integrity prior to receipt, representativeness, chain-of-custody information, and all instructions supplied to the laboratory. Results for customer-supplied samples are therefore issued on the basis of the sample as received.

## **3. Analytical Results Are Not Commercial, Geological, or Investment Advice**

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Nesch Mintech provides analytical and technical laboratory results only. Laboratory results do not constitute, replace, or imply a geological interpretation, mineral resource estimate, ore reserve statement, feasibility study, economic evaluation, legal opinion, environmental approval, investment recommendation, valuation, or commercial assurance.

The client is responsible for obtaining appropriately qualified geological, metallurgical, financial, legal, environmental, regulatory, or investment advice before relying on laboratory results for business decisions. Nesch Mintech shall not be responsible for decisions made without such independent professional assessment.

## **4. No Guarantee of Mineral Occurrence, Grade, Continuity, or Commercial Viability**

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Nesch Mintech does not guarantee that laboratory results from any sample demonstrate the existence, grade, quantity, continuity, recoverability, saleability, or commercial viability of minerals in any land, deposit, ore body, stockpile, consignment, mining operation, or industrial material.

Analytical results are scientific indicators for the sample tested. They must not be treated as proof of mineral reserves, resource potential, mineability, process performance at commercial scale, investment value, or economic feasibility unless supported by wider technical investigations conducted by appropriately qualified professionals.

## **5. Limitation of Liability**

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To the fullest extent permitted by applicable law, Nesch Mintech's total liability for any claim, loss, damage, expense, dispute, or proceeding arising from or connected with its laboratory services shall not exceed the amount paid by the client for the specific test, analysis, report, or service from which the claim directly arises.

Nesch Mintech shall not be liable for consequential, indirect, incidental, special, exemplary, punitive, economic, or business losses. This exclusion includes, without limitation, loss of profit, loss of revenue, loss of anticipated savings, business interruption, financing loss, exploration loss, mining development cost, land-purchase loss, processing-plant cost, investment loss, contractual loss, reputational loss, or any loss arising from reliance on laboratory results for commercial, operational, investment, transactional, or strategic decisions.

## **6. Client Decisions and Third-Party Reliance**

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The client accepts full responsibility for how laboratory results are interpreted, used, shared, reproduced, submitted, or relied upon. Nesch Mintech accepts no liability for decisions made by the client or by third parties based on laboratory results, including decisions concerning land acquisition, ore purchase, mine development, plant construction, project financing, mineral trading, litigation strategy, regulatory submission, or commercial contracting.

No third party may rely on a Nesch Mintech report, certificate, result, or communication unless Nesch Mintech has provided prior written consent. Any unauthorised third-party reliance is undertaken entirely at that third party's risk.

## **7. Conditions Outside Nesch Mintech's Control**

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Nesch Mintech shall not be liable for errors, differences, delays, omissions, or disputes caused by factors outside its reasonable control. Such factors include, but are not limited to, incorrect sample labelling, inadequate sample mass, sample heterogeneity, contamination before receipt, unsuitable packaging, incomplete client instructions, misleading sample descriptions, missing chain-of-custody information, sample degradation, geological variability, transport-related alteration, or differences arising from comparisons with other laboratories.

## **8. Report Interpretation and Reproduction**

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Nesch Mintech reports and certificates must be read as complete documents. They may not be reproduced, quoted, excerpted, altered, translated, reformatted, or used in promotional, legal, regulatory, investment, or public communications except in full and with prior written approval from Nesch Mintech.

Where a report contains qualifications, assumptions, method limitations, detection limits, measurement uncertainty, sample-condition notes, or interpretive restrictions, those qualifications form an essential part of the result and must not be separated from the report.

## 9. Client Responsibilities

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The client is responsible for ensuring that submitted samples are suitable for the requested analysis and that the testing requested is appropriate for the client's intended purpose. The client is further responsible for providing accurate sample descriptions, hazard information, origin information, project context, and instructions required for safe and reliable laboratory handling.

The client must not present Nesch Mintech results as a guarantee of mineral value, ore reserves, investment return, mine viability, regulatory compliance, land value, or commercial performance.

## 10. Acceptance of this Liability Statement

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Submission of samples, payment for services, acceptance of a quotation, receipt of a report, or use of Nesch Mintech services constitutes acceptance of this Liability Statement. This Statement applies together with the Nesch Mintech Terms and Conditions of Service and any written quotation, proposal, contract, or service agreement issued by Nesch Mintech.

## 11. Standards Basis

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This Statement is aligned with the general reporting and sample-responsibility principles contained in ISO/IEC 17025:2017, including provisions concerning sampling, reporting of results, confidentiality, and the requirement that results relate to the items tested. Clients should ensure that their use of laboratory results is consistent with the applicable report scope, test method, and sample-submission conditions.

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**Issued by Nesch Mintech Global.** This document is prepared for publication on the official Nesch Mintech website and for incorporation into client-service documentation, quotations, sample-submission workflows, and laboratory reporting governance.

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